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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JAN LASHLEY AND JERRY LASHLEY)
Plaintiff,)
v.)
UNITED STATES OF AMERICA)
Defendant.)

No. 05-3288 WHA

**STIPULATION AND ~~PROPOSED~~
ORDER FOR DISMISSAL WITH
PREJUDICE**

Pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(ii), Plaintiffs Jan and Jerry Lashley and Defendant United States of America stipulate to the dismissal with prejudice of Lashley and Lashley v. United States, Northern District of California case number C 05-3288 WHA. Each party will bear its own costs.

DATED: October 27, 2006

/s/
JAN LASHLEY
Plaintiff

DATED: October 27, 2006

/s/
JERRY LASHLEY
Plaintiff

WALKUP MELODIA KELLY WECHT &
SCHOENBERGER

DATED: November 8, 2006

/s/
DOUGLAS S. SAELTZER
Attorney for Plaintiffs Jan and Jerry Lashley

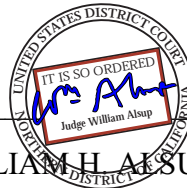
KEVIN V. RYAN
United States Attorney

DATED: November 9, 2006

/s/
JONATHAN U. LEE
Attorneys for Defendants

BASED ON THE FOREGOING STIPULATION, IT IS SO ORDERED:

DATED: November 9, 2006



HON. WILLIAM H. ALSUP
United States District Judge